

ORIGINAL

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FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

MAR 25 2008  
at 5 o'clock and 08 min. 4 M.  
SUE BEITA, CLERK

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

RAYMOND WARE,	)	CIVIL NO. 04-00671 HG/LEK
	)	
Plaintiff,	)	<b>MOTION FOR DETERMINATION</b>
	)	<b>OF BACK PAY,</b>
vs.	)	<b>REINSTATEMENT OR FRONT</b>
	)	<b>PAY; DECLARATION OF</b>
MICHAEL CHERTOFF, Secretary,	)	<b>PLAINTIFF; EXHIBITS 1-4;</b>
Department of Homeland Security;	)	<b>DECLARATION OF COUNSEL;</b>
JOHN DOES 2-5,	)	<b>EXHIBITS 5; CERTIFICATE OF</b>
	)	<b>SERVICE</b>
Defendants.	)	
	)	

**MOTION FOR DETERMINATION OF**  
**BACK PAY, REINSTATEMENT OR FRONT PAY**

COMES NOW, Plaintiff RAYMOND WARE, by and through his attorney,  
Daphne E. Barbee, and requests this Court make a determination on the amount of  
back pay, reinstatement or front pay in lieu of reinstatement.

This motion is made pursuant to Rule 7 FRCP and the jury verdict finding  
in favor of plaintiff Raymond Ware on his discrimination claims for non-

promotion, the attached Declaration of Plaintiff, exhibits, and such further evidence as may be presented to the Court for determination of back pay and front pay. Plaintiff request that a final judgment be entered after the Court determines appropriate back pay, reinstatement or front pay in this matter, pursuant to Rule 54(b) FRCP.

DATED: Honolulu, Hawaii, 3-26-05.

  
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DAPHNE E. BARBEE  
Attorney for Plaintiff RAYMOND WARE